App F IX 4]

1925.

File No. 2-25

Serial Nos. /

Previous References. (Mysore)

m-29-25-19
66-21-24 21, 6 8 & 9 10
419 18-1-2
57-19 1-
1-4
5-6

Mug 256-48-1-2
" Dep. 38/49-50.
Mug 51-50 1-2

Later reference. 8

Mug 27-25-1-8

264-27 Sec 1. 2
312-B2--4
168-44-(1-12). B Gen 47.

GENERAL & REVENUE SECRETARIAT

Serial Nos.

Part B for Jan 1925

SUBJECT

Petition from M. R Sonnerao Setty praying for a fresh order empowering him to use the tenant not to proceed with the litigation already launched.

O.S. 11 dated 14.7.25

To the Mysore.

Copy to the ~~Mysore~~ Petitioner

Petitioner & encl. See. 16 of the Mysore Regn.

G. R. S. 11] 1925

GENERAL AND REVENUE SECRETARIAT.

(Inwd.)

NOTES.

No. 2/1925

FILE HEADING.

Lands endowed to Banasankari temple at Sarabandepalya in the Bangalore Taluq.

From

Mr. B. Somanna Setty., Dharmasarsi.

No. Petition Dated 2/7/1925 Received 2/7/25 3

Diary No. 5	Enclos / Spare Copies.	Serial No. /

BRIEF ABSTRACT OF LETTER.

Complains that the Ryots of the temple lands have not been paying rent regularly and have set up the plea of permanent tenancy, and prays for a formal order under Sec. 16 of the

NOTES AND ORDERS.

Inwd. Regn empowering him to sue the tenants and thus to proceed with the litigation already launched.

The petition is addressed was presented to the 1st member and

NOTES—First Sheet.

Serial No.

has been received with the following order: —

"To be submitted with references and a note and dft. order if necessary".

2) The connected files bearing on the case, are submitted.

The temple of Bana Sankari is a private institution built by the pets. father B Basappa chetty of Bangalore. In S.O. no. 2590-93, Muz. 419-18-2 dy 24-2-1919, a monthly grant of Rs 8/ was sanctioned for the temple for a period of 10 years from the funds of Sri Kasi Vishweswara Swamy temple at Sosale Shed, Seringapatam.

H

A deposit of Rs 500/ offered by the pets Mr B. Somanna chetty son of the said Basappa chetty was accepted under the charitable endowments for the benefit of idol (vide P.O. [illegible]

NOTE—Contn sheet

AVD 0561—GPB—3750—18-2

R. S. III-2]

Muzrai Secretariat | Muz. File No. 2 of 192

Serial No.	
	At the request of Smauna chetty, Govt accepted the endowment of certain lands in Harisandra, Sarakki and Jaraganahalli Villages in the Bangalore Taluq assessed at Rs 128-9-0
I	(Vide Govt no. 6574-6/ muzrai 662-21-4 dt 19-5-1922), and directed that these lands should be leased out in Competition to Smauna chetty for 5 years to the best advantage of the temple, the interest being continued under the management of the donor as sole Dharmadarsi during his life time.
J	3) On Govt no. 1022/ muz. 29-23 dt 24-1-24, Smauna chetty's appeal against the muz order was rejected.

NOTE—Contn sheet

WD 6561—GPB—3750—1 8 22

Serial No.

Summarily evicted therefrom and that request should be had to the civil court to evict them either by the apltr or by the the persons who bid for the sale in the auction sale held by the Amildar, was rejected and the question of taking the temple under Govt. management was reserved for separate consideration and orders.

4) Against the request of the petrs, in G.O. no. 1327-8 (59-23) dd 26.3.23, under sec. 30 of the Mad. Reg. II, the temple and its endowments were taken under Govt management

5) The petrs

WD 0561-GPB-3750-1 8 22

S. III. 2]

Muzrai Secretariat | Muz. File No. 2 of 192 5

Serial No.

formal orders under Sc. 16 of the Muz - Regn & fine the tenants of the temple lands in a court of law for failure to pay proper rent etc. in respect of same lands.

b) Thereafter the Mirasi Tenure may be

Put up draft abovenoted authorising ~~under Sec 16~~ the Collector to fine under Sec 16.

8.7.25.

Dy Secretary

8.7.25

Collector

8.7.25

Collector to dispose as proposed

9.7.25.

NOTE—Contn sheet

WD 0561—GPB—3750—4 S 27

S. III. 2]

Muzrai Secretariat	Muz. File No.	of 192

Serial No.	
12	Draft for appl or other orders

11.7.25.

28/11.7 (82 members)

13 Draft apps

1937 13

Final

13.7.25.

No 71 Dy Lt. 7-25

Pur.

WD 0561—GPB—3750—1 S 22

3-JUL 1925
MUZRAI

3-JUL 1925
MUZRAI

1925-26

BEFORE THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

-----:0:-----

Government Order No. 1327-8/Muz. 29-13-7.

Petitioner:-

B. Somanna Setty Merchant and Dharmadarsi, Sri Banasankari Temple, residing at Ramanna-pet, Bangalore City.

The above-named petitioner most respectfully begs to state as follows:-

1. That the Government was pleased to accord sanction under Section 3 of the Mysore Muzrai Regulation to the assumption by Government of the management of Banasankari Temple at Sarabandepalya in the Bangalore Taluk with all its endowments and to appoint the petitioner as Dharmadarsi of the said temple during his life time, (Vide Government Order above-named).

2. That the Government are doubtless aware that this petitioner has undertaken, at the time of the endowments in favor of the said temple either to prosecute or defend Suits as regards specific plots comprised under the Survey Nos. endowed by him and which are considered a fit subject matter for litigation as long as he remains the sole Dharmadarsi of the temple.

3. That inasmuch as some of the ryots cultivating the plots endowed in favor of the

the temple have not been paying rent regularly and also have set up the plea of permanent tenancy (vide their statements made before the Revenue authorities at the time the endowed plots were auctioned in pursuance of Government Order No. 6514-16/662-21-4 dated the 19th May 1922 to effect 5 year leases of the same to the best advantage of the temple), this petitioner has been constrained to file suits against these tenants for the present. The accompanying list gives the names of the tenants, the Survey Number and extent of land cultivated by each of them, as also the number and date of Suit filed against each.

4. That the said tenants have in the course of their written statements raised an objection that the present suits against them are not maintainable inasmuch as this petitioner has not yet produced a formal order of the Government under Section 16 of the Muzrai Regulation empowering him to file such suits against them.

5. That this petitioner most respectfully submits that he did not move the Government on the matter a little earlier than this as he thinks that the original Order No. 1327/8 Muz. 29-23-7 has expressly reserved the right to sue and be sued for and on behalf of the temple and prays that the Government be pleased to issue a formal order under Section 16 of the Muzrai Regulation empowering this petitioner so to sue against the said tenants and thus enable him to proceed with the litigation already launched.

2/7/25

B. Lonamma Letty

S.L. Dharmadasi

Serial No.	Names of the tenants	Name of the Court	Suit filed on	Suit No.	Lands situated at	Survey No.	Claimed in	
1	Khasim Saib	1st Munsiff's Ct Bangalore	4.4.25	O.S. 692/24/25	Jaraganahalli	64 ಗು ಪೈಕಿ	1	7
2	Hussain Saib	-Do-	-Do-	O.S. 693/24/25	-Do-	64 ಗು ಪೈಕಿ	0	24
3	Ramakka	-Do-	-Do-	O.S. 694/24/25	Karesandra	24 ಗು ಪೈಕಿ	3	8
						-Do-	1	2
						23 ಗು ಪೈಕಿ	1	18
4	Osaman Saib alias Subbu Saib & Emam Saib	-Do-	18.5.25	O.S. 703/24/25	Jarnagamahalli	64 ಗು ಪೈಕಿ	2	25
					Karesandra	23 ಗು ಪೈಕಿ	1	27
5	Pujari Pillaiah	-Do-	-Do-	O.S. 704/24/25	Karesandra	24 ಗು ಪೈಕಿ	4	22
					Jaraganahalli	63 ಗು ಪೈಕಿ	1	7
					-Do-	61 ಗು ಪೈಕಿ	1	36
6	Ramiah	-Do-	-Do-	O.S. 705/24/25	Jaraganahalli	63 ಗು ಪೈಕಿ	4	0
					Karesandra	23 ಗು ಪೈಕಿ	4	29
7	Hanumantha	-Do-	-Do-	O.S. 706/24/25	Karesandra	23 ಗು ಪೈಕಿ	1	39
					-Do-	24 ಗು ಪೈಕಿ	0	25
					Jaraganahalli	64 ಗು ಪೈಕಿ	2	6
					-Do-	63 ಗು ಪೈಕಿ	2	7

For Plaintiffs Advocate

Hearing 6/7/25.

For Pltf's Rebuttal

Elias Abraham	Regalis Bangalore	O.S. 70/24-25	16/5/25	Jayaganahalli	Govt Hospital Bangalore	4	30		
Nanjundaiah	-Do-	-Do-	-Do-	-Do-	-Do-	0	22		
						2	17		

B. Somanna Adv
24/7/25

VI-71]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

, *the* 191 .

Date of issue.....

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

ii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette Kannada Part ?

Section

File No.

Serial No.

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Govt Notn. no. 1327-8/Muz. 29-23-7 Dd 26-3-1924 according sanction under Sec. 3 of the Muz. Regn & the assumption of the management of Banasankari temple at Sarabandepalya in the Bangalore Taluk with all its endowments.

Petition No. 5 Dd 2nd July 1925 from the Secretary

of the said temple
complaining that the temple
lyots of the said lands
have not been paying
rent regularly and have
set up the plea of
permanent tenancy,
and praying for formal
orders of Court ~~water~~ so as
~~to stop the tenants~~
enable him
and them to proceed
with the litigation already
launched in respect of certain lands.
~~certain lands~~ ~~List of Enclosures: 1 to 5.~~

order

Under the circumstances,
Govt are pleased to
grant permission (in terms
Sec. 16 of the Mad. Reg. II
of 1802 B. Emanna chetty
to sue the tenants

Copied by

Examined by

WD 1744—GPB—30,000—17-3-19

G. R. S. G/33]

GENERAL AND REVENUE SECRETARIAT.

Continuation sheet draft form.)

of the ... in
Secretariat in Complaint
Court of Law.

11.7.25 Rev Secretary

24/9.7.25

Mr Ismail Esqr.

Copy to Mr B.S. Chetty, Mannadi

WD 2230—GPB—1,00,000—23 7 20